SENNATE FLOOR AMENDMENTS
2022 Regular Session
Amendments proposed by Senator Boudreaux to Engrossed Senate Bill No. 455 by Senator Boudreaux

1 AMENDMENT NO. 1
2 On page 1, line 2, after "amend and reenact" delete the remainder of the line in its entirety and insert in lieu thereof the following:
3 "R.S. 51:1361(3), 1362(A), the introductory paragraph of R.S. 51:1363, 1365, the title of Chapter 12 of Title 51 of the Louisiana Revised Statutes of 1950, and R.S. 44:4.1(B)(35), and to enact R.S."

7 AMENDMENT NO. 2
8 On page 1, line 3, change "broadband" to "the office of broadband development and"

9 AMENDMENT NO. 3
10 On page 1, at the end of line 4, after the semicolon ";" add the following:
11 "to provide for the functions and responsibilities of the office of broadband development and connectivity; to provide for the termination date of the office;"

13 AMENDMENT NO. 4
14 On page 1, line 7, after "Section 1." delete the remainder of the line and insert in lieu thereof the following:
15 "R.S. 51:1361(3), 1362(A), the introductory paragraph of R.S. 51:1363, 1365, and the title of Chapter 12 of Title 51 of the Louisiana Revised Statutes of 1950 are hereby amended and reenacted and R.S."

19 AMENDMENT NO. 5
20 On page 1, between lines 8 and 9, insert the following:
21 "CHAPTER 12. THE OFFICE OF BROADBAND DEVELOPMENT AND CONNECTIVITY
22 §1361. Definitions
23 When used in this Chapter:
24 (3) "Office" means the office of broadband development and connectivity."

28 AMENDMENT NO. 6
29 On page 1, line 9, change "broadband" to "broadband development"

30 AMENDMENT NO. 7
31 On page 1, line 11, change "broadband" to "broadband development"

32 AMENDMENT NO. 8
33 On page 1, line 12, change "broadband" to "broadband development"
AMENDMENT NO. 9
On page 1, between lines 15 and 16, insert following:

"§1363. Functions, powers, and duties
The office of broadband development and connectivity, by and through the executive director or his employees, shall have the following functions, powers, and duties:

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AMENDMENT NO. 10
On page 1, line 17, change "broadband" to "broadband development"

AMENDMENT NO. 11
On page 2, line 5, change "on or before the date" to "on or before fifteen days following the expiration of the date"

AMENDMENT NO. 12
On page 2, at the end of line 8, add the following:

"In no instance shall an entity be required to provide any data beyond that which it is required to provide to the Federal Communications Commission."

AMENDMENT NO. 13
On page 2, delete lines 20 through 23, and insert the following:

"(4) Any broadband availability data provided in accordance with this Section shall strictly be used for the purpose of identifying served, underserved, and unserved areas to aid in the administration of the "Granting Unserved Municipalities Broadband Opportunities" program, and for no other purpose whatsoever.

(5) Any entity submitting broadband data to the office of broadband development and connectivity as required by this Section may review the proposed of the draft state broadband map and submit any necessary corrective data to the office prior to the publication or utilization of the state broadband map for any state-administered grant program designated for broadband infrastructure deployment in the state.

(6) Any entity submitting broadband data to the office of broadband development and connectivity as required by this Section may challenge any area ultimately deemed eligible for any state-administered grant program designated for broadband infrastructure deployment in the state that overlap with an entity’s verified service territory.

B.(1) The office may contract with a private entity or third-party consultant to develop and maintain the state broadband map. Any contract entered into by the office and a private entity or third-party consultant for the purpose of developing and maintaining the state broadband map shall include a confidentiality agreement prohibiting the disclosure of any broadband data provided in accordance with this Section.

(2) Information compiled pursuant to the provisions of this Section shall be exempt from the Public Records Law and shall be considered confidential, proprietary, and a trade secret of the entity providing the information. The office, including any private entity or third-party consultant retained or employed pursuant to this Section, shall keep strictly confidential and shall not
disclose, or cause or permit to be disclosed, to any third person, private entity or public body as defined by R.S. 44:1, any broadband availability data provided in accordance with this Section. The office, including any private entity or third-party consultant retained or employed pursuant to this Section, shall take all actions reasonably necessary to ensure that the broadband availability data remains strictly confidential and is not disclosed to or seen, used or obtained by any third person, private entity or public body as defined by R.S. 44:1.

C. The requirements of this Section shall terminate under any one of the following conditions, whichever occurs first:

(1) Upon a determination by the office of broadband development and connectivity that it is no longer necessary to compile a statewide parish by parish broadband map identifying the locations and capability of broadband service in the state.

(2) At midnight on December 31, 2026.

D. The office may promulgate rules necessary to carry out the provisions of this Section in accordance with the provisions of the Administrative Procedure Act."

AMENDMENT NO. 14

On page 2, line 27, change "2026" to "2028"

AMENDMENT NO. 15

On page 3, below line 12, add the following:

"Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."